

APR 26 2005

~~Atty Docket No.~~ 022101-001500US

PTO FAX NO.: 703-872-9306

ATTENTION: Examiner Cynthia B. Wilder

Group Art Unit 1637

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER Cynthia B. Wilder

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Jaeger, S., Application No. 10/087631, filed March 1, 2002 for METHOD FOR THE DETERMINATION OF A NUCLEIC ACID USING A CONTROL are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Transmittal Form
2. Copy of Revocation and Substitute POA with Schedule A and Statement under 37 CFR 3.73(b), submitted to the U.S. Patent Office on May 14, 2004.

Number of pages being transmitted, including this page: 5

Dated:

April 26, 2005


Anna C. Kundel

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60476947 v1

PTO/SB/21 (09-04)

TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/087631	
	Filing Date	March 1, 2002	
	First Named Inventor	Stephan Jaeger	
	Art Unit	1637	
	Examiner Name	Cynthia B. Wilder	
Total Number of Pages in This Submission	4	Attorney Docket Number	022101-001500US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Revocation and Substitute POA with Schedule A and Statement Under 37 CFR. 3.73(b) submitted to U.S. Patent Office on May 14, 2004; Return Postcard
Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	Matthew E. Hinsch		
Date	4-26-05	Reg. No.	47,651

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. (703) 872-9306 on April 26, 2005.			
Signature			
Typed or printed name	Anna C. Kundel	Date	4-26-05

60476705 v1

PTO/SB/82 (09-03)

REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS	Application/Patent Numbers	as set forth in Schedule A appended hereto
	Filing/Issue Dates	as set forth in Schedule A appended hereto
	Attorney Docket Numbers	as set forth in Schedule A appended hereto

I hereby revoke all previous powers of attorney given in the above-identified application:

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number:

41504

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with Customer Number: **41504**

OR

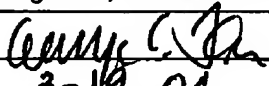
<input type="checkbox"/> Firm or Individual Name					
Address					
Address					
City		State		ZIP	
Country					
Telephone		Fax			

I am the:

☐ Applicant/Inventor.

☒ Assignee of record. See 37 CFR 3.71.
Statements under 37 CFR 3.73(b) are enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Name	George Jen, Senior Patent Counsel		
Signature			
Date	3-14-04	Telephone	510.814.2766

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ *Total of _____ forms are submitted.

60135808 v1

Schedule A (as attached to PTO/SB/81)

Application No. Filing Date	Patent No. Issue Date	Attorney Docket No.
09/146,631 September 3, 1998	6,346,379 February 12, 2002	022101-000310US
09/270,933 March 16, 1999	6,365,375 April 2, 2002	022101-000500US
09/204,208 December 1, 1998	6,399,320 January 4, 2002	022101-000400US
09/623,326 February 6, 2001	6,607,883 August 19, 2003	022101-001100US
09/904,420 July 12, 2001	6,656,691 December 2, 2003	022101-001210US
10/003,998 November 14, 2001	6,664,064 December 16, 2003	022101-002200US
09/269,858 June 10, 1999	6,692,932 February 17, 2004	022101-000600US
09/823,711 March 30, 2001		022101-001700US
09/823,712 March 30, 2001		022101-001900US
10/007,389 October 29, 2001		022101-002100US
10/052,417 January 17, 2002		022101-000320US
10/072,436 February 5, 2002		022101-000410US
10/087,082 February 28, 2002		022101-000510US
10/087,631 March 1, 2002		022101-001500US
10/189,956 July 3, 2002		022101-002410US
10/300,576 November 19, 2002		022101-002310US
10/322,138 December 17, 2002		022101-000910US
10/355,532 January 30, 2003		022101-000330US
10/401,403 March 26, 2003		022101-002510US
10/419,022 April 17, 2003		022101-001510US
10/455,058 June 4, 2003		022101-001220US

PTO/SB/96 (08-03)

Attorney Docket No. 022101-001500US

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Roche Molecular Systems, Inc.Application No./Patent No.: 10/087,631Filed/Issue Date: March 1, 2002Entitled: Method For The Determination Of A Nucleic Acid Using A ControlRoche Molecular Systems, Inc., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012904, Frames 0161-0162, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

3-19-04

Date

510.814.2786

Telephone number

George Jen

Typed or printed name

George C. Jen

Signature

Senior Patent Counsel

Title

60151807 v1